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BANGALORE, TUESDAY, SEPTEMBER 26, 1978
(ASVIJA 4, SAKA ERA 1900).

No. 1282

REVENUE SECRETARIAT.

Notification No. RD 392 MVS 78.

Bangalore, dated 25th September 1978.

The draft of the following rules further to amend the Karnataka Village Offices Abolition Rules. 1961. which the Government of Karnataka propose to make in exercise of the powers conferred by sub-section (1) of section 11 of the Karnataka Village Offices Abolition Act. 1961 (Karnataka Act 14 of 1961), is hereby published as required by sub-section (1) of Section 11 of the said Act for the information of persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on or after 1st November 1978.

Objections or suggestions which may be received from any persons in respect of the said draft before the date specified above will be considered by the Government of Karnataka. Objections and suggestions may be addressed to the Revenue Commissioner and the Secretary to Government of Karnataka, Revenue Department. Post Bag No. 349, Vidhana Soudha, Bangalore-1.

1. Title and commencement :—(1) These rules may be called the Karnataka Village Offices Abolition (Amendment) Rules 1978.

(2) They shall come into force at once.

2. Insertion of new rule 5A :—After rule 5 of the Karnataka Village Offices Abolition Rules, 1961, the following rule shall be inserted, namely :—

"5A. Eviction of an unauthorised holder or person in wrongful possession :—(1) The Deputy Commissioner or any officer authorised by him in this behalf may, evict any,. person under subsection (1) of section 5 or section 7, or where any order to deliver possession of land has been passed against any person under the Act, make such eviction in the following manner, namely :—

(i) By serving a notice on the person in possession to vacate the land within such time after the service of such notice as it may appear reasonable to him ; and

(ii) if such notice is not obeyed, by removing or causing the removal of any person who may refuse to vacate the land : and

(iii) if such person or any other person on his behalf resists or obstructs such removal, such officer shall hold a summary inquiry into the facts of the case and, if satisfied that the resistance or obstruction was without any just cause, may, without prejudice to any proceedings to which such person or other person may be liable under any law for the time being in force for the punishment of such resistance or obstruction, take or cause to be taken, such steps and use or cause to be used such force as may, in the opinion of such officer, be reasonably necessary for securing compliance with the order.

(2) Subject to the above sub-rule, the provisions of the Karnataka Land Revenue Act, 1964, shall apply in respect of eviction of a person in wrongful possession or an unauthorised holder, under the Act.

By Order and in the name of the Governor of Karnataka,

KEMPA REDDY,
Under Secretary to Government,
Revenue Department.

G.S.R.—294

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